IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3685 OF 2005

Rajesh @ Pawan Kumar Nirmal
Kumar Thakur. ... Applicant.

Versus.

The State of Maharashtra. ... Respondent.

Ms.Sureeta Singh for the Applicant.

Ms.M.M.Deshmukh for the Respondent-State.

CORAM : ABHAY S. OKA, J.

DATED : 20th June, 2005.

P.C.:

1. The prayer in this Application is for relaxation of condition imposed by this Court while granting bail in favour of the Applicant. In order dated 31st January 2005 it is directed that the Applicant shall be enlarged on bail on executing personal bond in the sum of Rs.30,000/- with two local sureties in like amount.

2. The case made out in the application is that the bail amount is excessive and it is beyond the capacity of the Applicant. The Applicant has been arrested on 7th July 2004.

3. The learned A.P.P. on instructions stated that even if the bail amount is reduced to some extent, the condition regarding furnishing of local sureties cannot be relaxed as the Applicant is not a permanent resident

of Mumbai and he comes from some other State.

4. Considering the facts and circumstances of the case and considering the averments made in the Application a case is made out for reducing the bail amount to Rs.15,000/- instead of Rs.30,000/-. Accordingly the order dated 31st January 2005 is modified only to the extent that bail amount shall be Rs.15,000/- instead of Rs.30,000/- and rest of the order is maintained.

5. The Application is disposed of.

Judge.